

Local Boundary Commission

Commissioner's Decisional Meeting Checklist

City of Wasilla's Annexation Petition by Local Action (Unanimous Consent) Method

Yes	No	3 AAC 110.090(a) NEED Does the territory exhibit a reasonable need for city government? <div style="display: flex; justify-content: space-between;"> <input style="width: 30px; height: 20px;" type="checkbox"/> <input style="width: 30px; height: 20px;" type="checkbox"/> </div> <p><i>In this regard, the commission may consider relevant factors, including:</i></p> <p><i>(1) existing or reasonably anticipated social or economic conditions, including the extent to which residential and commercial growth of the community has occurred or is reasonably expected to occur beyond the existing boundaries of the city during the 10 years following the effective date of annexation;</i></p> <p><i>(2) existing or reasonably anticipated health, safety, and general welfare conditions;</i></p> <p><i>(3) existing or reasonably anticipated economic development;</i></p> <p><i>(4) adequacy of existing services;</i></p> <p><i>(5) extraterritorial powers available to the city to which the territory is proposed to be annexed and extraterritorial powers of nearby municipalities; and</i></p> <p><i>(6) whether residents or property owners within the territory receive, or may be reasonably expected to receive, directly or indirectly, the benefit of services and facilities provided by the annexing city.</i></p>
Yes	No	3 AAC 110.090(b) Can essential municipal services be provided [to the territory proposed for annexation] more efficiently and more effectively by another existing city or by an organized borough, on an areawide basis or non-areawide basis, or through a borough service area that, in the determination of the commission, was established in accordance with art. X, sec. 5, Constitution of the State of Alaska? <div style="display: flex; justify-content: space-between;"> <input style="width: 30px; height: 20px;" type="checkbox"/> <input style="width: 30px; height: 20px;" type="checkbox"/> </div>
Yes	No	3 AAC 110.100 CHARACTER Is the territory compatible in character with the city? <div style="display: flex; justify-content: space-between;"> <input style="width: 30px; height: 20px;" type="checkbox"/> <input style="width: 30px; height: 20px;" type="checkbox"/> </div> <p><i>In this regard, the commission may consider relevant factors, including the:</i></p> <p><i>(1) land use, subdivision platting, and ownership patterns;</i></p> <p><i>(2) salability of land for residential, commercial, or industrial purposes;</i></p> <p><i>(3) population density;</i></p> <p><i>(4) cause of recent population changes;</i></p> <p><i>(5) suitability of the territory for reasonably anticipated community purposes;</i></p> <p><i>(6) existing and reasonably anticipated transportation patterns and facilities; and</i></p> <p><i>(7) natural geographical features and environmental factors.</i></p>

Yes	No	3 AAC 110.110 RESOURCES <input type="checkbox"/> <input type="checkbox"/> Does the economy within the proposed expanded boundaries [the existing city, plus the territory proposed for annexation] include the human and financial resources necessary to provide essential municipal services on an efficient, cost-effective level? <i>In this regard, the commission may consider relevant factors, including the:</i> <i>(1) reasonably anticipated functions of the city in the territory being annexed;</i> <i>(2) reasonably anticipated new expenses of the city that would result from annexation;</i> <i>(3) actual income and the reasonably anticipated ability to generate and collect local revenue and income from the territory;</i> <i>(4) feasibility and plausibility of those aspects of the city's anticipated operating and capital budgets that would be affected by the annexation through the period extending one full fiscal year beyond the reasonably anticipated date for completion of the transition set out in 3 AAC 110.900;</i> <i>(5) economic base of the territory within the city after annexation;</i> <i>(6) valuations of taxable property in the territory proposed for annexation;</i> <i>(7) land use in the territory proposed for annexation;</i> <i>(8) existing and reasonably anticipated industrial, commercial, and resource development in the territory proposed for annexation;</i> <i>(9) personal income of residents in the territory and in the city; and</i> <i>(10) need for and availability of employable skilled and unskilled persons to serve the city government as a result of annexation.</i>
Yes	No	3 AAC 110.120 POPULATION <input type="checkbox"/> <input type="checkbox"/> Is the population within the proposed expanded boundaries of the city sufficiently large and stable to support the extension of city government? <i>In this regard, the commission may consider relevant factors, including the:</i> <i>(1) census enumerations;</i> <i>(2) duration of residency;</i> <i>(3) historical population patterns;</i> <i>(4) seasonal population changes;</i> <i>(5) age distributions;</i> <i>(6) contemporary and historical public school enrollment data; and</i> <i>(7) nonconfidential data from the Department of Revenue regarding applications under AS 43.23 for permanent fund dividends.</i>

Yes	No	3 AAC 110.130(a) BOUNDARIES
<input type="checkbox"/>	<input type="checkbox"/>	Do the proposed expanded boundaries of the city include all land and water necessary to provide the development of essential municipal services on an efficient, cost-effective level?
		<i>In this regard, the commission may consider relevant factors, including:</i>
		<i>(1) land use and ownership patterns;</i>
		<i>(2) population density;</i>
		<i>(3) existing and reasonably anticipated transportation patterns and facilities;</i>
		<i>(4) natural geographical features and environmental factors; and</i>
		<i>(5) extraterritorial powers of cities.</i>

Yes	No	3 AAC 110.130(b)
<input type="checkbox"/>	<input type="checkbox"/>	Is the territory contiguous to the city?
Yes	No	Does the territory create enclaves in the city?
<input type="checkbox"/>	<input type="checkbox"/>	
Yes	No	<i>[Only address next question if yes to either of above questions]</i>
<input type="checkbox"/>	<input type="checkbox"/>	If the territory is not contiguous, or [annexation would] create enclaves in the city, is there a specific and persuasive showing that the territory does include all land and water necessary to allow for the development of essential municipal services on an efficient, cost-effective level?

Yes	No	3 AAC 110.130(c)(1)
<input type="checkbox"/>	<input type="checkbox"/>	To promote limitation of community, are the proposed expanded boundaries of the city on a scale suitable for city government, and include only that territory comprising an existing local community, plus reasonably expected growth, development, and public safety needs during the 10 years following the effective date of annexation?

Yes	No	3 AAC 110.130(c)(2)
<input type="checkbox"/>	<input type="checkbox"/>	To promote limitation of community, do the proposed expanded boundaries of the city include entire geographical regions or large unpopulated areas? (If no, skip italicized question)
Yes	No	<i>If yes, are those proposed expanded boundaries justified by the application of the standards in 3 AAC 110.090 - 3 AAC 110.135 <u>and</u> are otherwise suitable for city government?</i>
<input type="checkbox"/>	<input type="checkbox"/>	

Yes	No	3 AAC 110.130(d)
<input type="checkbox"/>	<input type="checkbox"/>	Does the petition for annexation to the city describe boundaries overlapping the boundaries of an existing organized borough? (If no, skip italicized question)
Yes	No	<i>If yes, does the petition for annexation also address and comply with the standards and procedures for either annexation of the enlarged city to the existing organized borough, or detachment of the enlarged city from the existing organized borough?</i>
<input type="checkbox"/>	<input type="checkbox"/>	

3 AAC 110.130(d) continued on next page . . .

Yes <input type="checkbox"/>	No <input type="checkbox"/>	Does the petition for annexation to the city describe boundaries overlapping the boundaries of another existing city? (If no, skip next <i>italicized</i> question)
Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>If yes, does the petition for annexation also address and comply with the standards and procedures for detachment of territory from a city, merger of cities, or consolidation of cities?</i>
Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.135 BEST INTERESTS OF STATE Is annexing the territory to the city in the best interests of the state under AS 29.06.040(a)? <i>The commission may consider relevant factors, including whether annexation</i> <i>(1) promotes maximum local self-government, as determined under 3 AAC 110.981;</i> <i>(2) promotes a minimum number of local government units, as determined under 3 AAC 110.982 and in accordance with art. X, sec. 1, Constitution of the State of Alaska; and</i> <i>(3) will relieve the state government of the responsibility of providing local services.</i>
Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.900 TRANSITION PLAN 3 AAC 110.900(a) Does the petition include a transition plan that demonstrates the capacity of the municipal government to extend essential municipal services into the boundaries proposed for change in the shortest practical time after the effective date of the proposed change?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.900(b) Does the petition include a practical plan for the assumption of all relevant and appropriate powers, duties, rights, and functions presently exercised by an existing borough, city, unorganized borough service area, or other appropriate entity located within the boundaries proposed for change?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	Was the plan prepared in consultation with the officials of each existing borough, city, and unorganized borough service area?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	Is the plan designed to affect an orderly, efficient, and economical transfer within the shortest practicable time, not to exceed two years after the date of the proposed change?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.900(c) Does the petition include a practical plan for the transfer and integration of all relevant and appropriate assets and liabilities of an existing borough, city, unorganized borough service area, and other entities located within the boundaries proposed for change?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	Was the plan prepared in consultation with the officials of each existing borough, city, and unorganized borough service area wholly or partially included within the boundaries proposed for change?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	Is the plan designed to affect an orderly, efficient, and economical transfer within the shortest practicable time, not to exceed two years after the date of the proposed change?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	Does the plan specifically address procedures that ensure that the transfer and integration occur without loss of value in assets, loss of credit reputation, or a reduced bond rating for liabilities?

Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.900(d) [Is it necessary to] require that all boroughs, cities, unorganized borough service areas, or other entities wholly or partially included within the boundaries of the proposed change execute an agreement prescribed or approved by the commission for the assumption of powers, duties, rights, and functions, and for the transfer and integration of assets and liabilities? <u>Optional by vote of commission.</u>
Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.900(e) Does the transition plan state the names and titles of all the officials of each existing borough, city, and unorganized borough service area that were consulted by the petitioner? Yes <input type="checkbox"/> No <input type="checkbox"/> Are the dates on which that consultation occurred, and the subject addressed during that consultation also listed?
Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.900(f) Was the prospective petitioner unable to consult with officials of an existing borough, city, or unorganized borough service area because those officials have chosen not to consult or were unavailable during reasonable times to consult with a prospective petitioner? <i>If yes, the prospective petitioner may request that the commission waive the requirement for consultation with those officials.</i> <i>Has such a request been submitted? If yes, does the request for a waiver document all attempts by the prospective petitioner to consult with officials of each existing borough, city, and unorganized borough service area?</i> <i>Does the commission determine that the prospective petitioner acted in good faith and that further efforts to consult with the officials would not be productive in a reasonable period of time?</i> <i>If yes, the commission may waive the requirement for consultation. Does the commission waive that requirement?</i>
Yes <input type="checkbox"/>	No <input type="checkbox"/>	3 AAC 110.910 STATEMENT OF NONDISCRIMINATION Does the effect of the proposed change deny any person the enjoyment of any civil or political right, including voting rights, because of race, color, creed, sex, or national origin?

Yes <input type="checkbox"/>	No <input type="checkbox"/>	<p>3 AAC 110.970(c) DETERMINATION OF ESSENTIAL MUNICIPAL SERVICES</p> <p>Does a provision of this chapter call for the identification of essential municipal services for the city?*</p> <p style="padding-left: 40px;"><i>If yes, do those services consist of those mandatory and discretionary powers and facilities that:</i></p> <p>Yes No <i>(1) are reasonably necessary to the community;</i></p> <p><input type="checkbox"/> <input type="checkbox"/></p> <p>Yes No <i>(2) promote maximum local self-government; and</i></p> <p><input type="checkbox"/> <input type="checkbox"/></p>
Yes <input type="checkbox"/>	No <input type="checkbox"/>	<p><i>(3) cannot be provided more efficiently and more effectively by the creation or modification of some other political subdivision of the state?</i></p> <p><i>*The commission may determine essential municipal services for a city to include:</i></p> <p><i>(1) levying taxes;</i></p> <p><i>(2) for a city in the unorganized borough, assessing the value of taxable property;</i></p> <p><i>(3) levying and collecting taxes;</i></p> <p><i>(4) for a first class or home rule city in the unorganized borough, establishing, maintaining, and operating a system of public schools within the city as provided in AS 14.14.065;</i></p> <p><i>(5) public safety protection;</i></p> <p><i>(6) planning, platting, and land use regulation; and</i></p> <p><i>(7) other services that the commission considers reasonably necessary to meet the local governmental needs of the residents of the community.</i></p>
Yes <input type="checkbox"/>	No <input type="checkbox"/>	<p>3 AAC 110.981(8) DETERMINATION OF MAXIMUM LOCAL SELF GOVERNMENT</p> <p>In determining whether a proposed boundary change promotes maximum local self-government under art. X, sec. 1, Constitution of the State of Alaska, for city incorporation or annexation in an organized borough, does the proposal extend local government to territory or population of the organized borough where local government needs cannot be met by the borough on an areawide or nonareawide basis, by annexation to an existing city, or through an existing borough service area?</p>
Yes <input type="checkbox"/>	No <input type="checkbox"/>	<p>3 AAC 110.982(7) MINIMUM NUMBER OF LOCAL GOVERNMENT UNITS</p> <p>Among the factors to consider in determining whether a proposed boundary change promotes a minimum number of local government units under art. X, sec. 1, Constitution of the State of Alaska, for city annexation, are the jurisdictional boundaries of the city being enlarged, rather than promoting the incorporation of a new city or creation of a new borough service area?</p>